THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.2500 of 2007

Date: 12.02.2007

Between:

Madupu Hari Narayana @ Hari Babu.

....Petitioner

And

The Chief Controlling Revenue Authority & Commissioner & Inspector General of Registration & Stamps, A.P., Musheerabad, Hyderabad.

....Respondent

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.2500 of 2007

O R D E R:

Petitioner filed O.S.No.44 of 2001 in the Court of I Additional District Judge, Kadapa, for the relief of specific performance of an agreement of sale. The document was referred to the District Registrar, for impounding. A sum of Rs.3,70,500/- was levied as stamp duty and equal amount was levied as penalty. The petitioner states that he paid the said amount under protest and availed the remedy of appeal before the respondent herein. His grievance is that the appeal has not been disposed of as yet, though much time has elapsed.

Heard the learned counsel for the petitioner and the learned counsel for the respondent.

The petitioner approached the respondent herein for the second time by way of appeal. Initially, he preferred an appeal against the orders passed by the District Registrar. When the appeal was not disposed of, he approached this Court by

filing W.P.No.13813 of 2004. A direction was issued therein requiring the respondent to dispose of the appeal, within three months. In compliance with the same, the appeal was disposed of, remitting the matter to the District Registrar. The order passed by him, at the first instance, is said to have been repeated by the District Registrar. Therefore, the petitioner approached the second respondent, for the second time, by filing an appeal in December 2005.

It may be true that the respondent had to attend several matters under different provisions and naturally, disposal of the same would take some time. However, having regard to the limited nature of the controversy, the appeal preferred by the petitioner, that too for the second time, ought to have been disposed of by this time.

Having regard to the facts and circumstances of the case, the Writ Petition is disposed of, directing the respondent to pass appropriate orders in the appeal preferred by the petitioner, within two (2) months from the date of receipt of a copy of this order. There shall be no order as to costs.

12.02.2007

Note: Issue C.C. in one week.

(B/o)

JSU